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**UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA**

VINCENT SANTANA, an individual,

Plaintiff,

vs.

STATE OF NEVADA, ex. rel. NEVADA
DEPARTMENT OF CORRECTIONS;
DANA MARKS, as an individual; ERIN
PARKS, as an individual; SARAH
RUSHTON, as an individual; DESIREE
HULTENSCHMIDT, as an individual;
VALAREE OLIVAS, as an individual;
STATE OF NEVADA, ex. rel. NEVADA
DEPARTMENT OF CORRECTIONS;
STATE OF NEVADA ex. rel. BOARD OF
PRISON COMMISSIONERS; JOSEPH
LOMBARDO, in his official capacity;
AARON FORD, in his official capacity;
FRANCISCO AGUILAR, in his official
capacity; JAMES DZURENDA, in his
official capacity; and JOSEPH BENSON, in
his official capacity; and DOES 1-10
inclusive.

Defendants.

Case No.: 3:23-cv-00395-ART-CSD

**STIPULATION AND ORDER
EXTENDING DEADLINE TO FILE
RESPONSE TO MOTION TO
DISMISS**

(SECOND REQUEST)

Plaintiff Vincent Santana and Defendants State of Nevada ex. rel. Nevada
Department of Corrections, et. al., by and through their respective counsel, hereby stipulate
and request that this Court grant an extension of time for Plaintiff to file his response to
Defendants' Motion to Dismiss (ECF No. 22.) Plaintiff's counsel have continued to deal with
family medical emergencies in May and June, 2024. Specifically, Mr. Wolpert's father passed

away on May 17, 2024, requiring Mr. Wolpert and Ms. McLetchie to travel to Tucson, Arizona to assist with and attend the funeral. Mr. Wolpert was subsequently required to return to Tucson in June to assist his widowed mother. Furthermore, Ms. McLetchie continues to assist her mother with treatment for stage IV liver cancer—specifically with recovering from the severe effects of targeted chemotherapy. The Parties agree that a 14-day extension of time would be appropriate. This is the second request for an extension of this deadline.

This extension is to allow Plaintiff to properly review and respond to the motion to dismiss and not for the purpose of delay. The parties respectfully request this Court adjust the deadlines as set forth above—specifically, moving the deadline to respond to the motion to dismiss from June 28, 2024 to **July 12, 2024**.

IT IS SO STIPULATED.

DATED this 28th day of June, 2024.

MCLETCHE LAW

By: /s/ Leo S. Wolpert
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DATED this 28th day of June, 2024.

AARON D. FORD, Attorney General

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ORDER

IT IS SO ORDERED

July 1, 2024



U.S. MAGISTRATE JUDGE